

## Brian Sierant

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**From:** Macy Beauchamp  
**Sent:** Friday, December 8, 2017 5:04 PM  
**To:** Brian Sierant  
**Subject:** RE: rule updates

Hi Brian,

I received a few suggestions from regional folks:

1. A standard form written into the rules that transporters are required to use would be nice from a regulatory standpoint and a regulated entity standpoint. It would ensure all of the required information is at least prompted
2. 312.83(b)(6) and 312.(b)(12) require pH measurement and must have reference to using an EPA approved method for measuring pH.
3. 312.145(a)(2) talks about information to obtain from generator, which includes signature. Either obtain an email or other written authorization, such as a text message with the generator's name, from generator to comply with this rule.
4. 312.142 (e) A new registration application or update is required to be submitted within 15 days of the following, whereupon the old registration number will be voided and the old registration cancelled:
5. 312.142 (e) (2) determination by the executive director that operations or management methods are no longer adequately described by the existing registration including but not limited to a Change in license plate numbers of registered vehicle, new vehicle, existing vehicle removed from the fleet.
6. 312.142 (f) (4) A transporter plans to haul waste to a location not included in the existing registration.
7. 312.67(b)(1)(B) A description of how the vector attraction reduction requirements in 312.83(b)(12) of this title (relating to Vector Attraction Reduction) are met.  
(1) the record shall include the date, time of alkali addition, pH after alkali addition, time after 30 minutes, pH after 30 minutes.
8. In the applicability of transporters: 312.141 (a) add domestic sewage and industrial wastewater. Also to 312.142 (a) add domestic sewage and industrial wastewater.
9. One thing I will say is I have had several very confusing cases with water treatment plant sludge. Specifically, land application. Example, water treatment plants clean out their sludge drying bed and leave piles of the sludge at the plant. NO WHERE in the rules does it address this clearly. So If I follow the rules,  
312.2 (i) (i) This chapter applies to any person who applies water treatment sludge for disposal in a landfill, surface impoundment, or waste pile, as defined in 40 Code of Federal Regulations (CFR) §257.2

I would use WASTE PILE as my word of choice, and there is no definition for WASTE PILE. I would like one added to clarify.

Then if you look at 312.122(b) we have.... Any person who disposes of water treatment sludge in a land application unit, surface impoundment, or waste pile in accordance with §312.121 of this title (relating to Purpose, Scope, and Standards) shall apply for registration on a form approved by the commission. A completed application must be submitted to the commission's Permitting Section of the Water Quality Division. Before issuing a registration, the

executive director may review the application to determine whether the proposed activity meets the requirements of 40 Code of Federal Regulations Part 257.

Waste pile needs to be defined.

Let me know if you have any questions.

Macy

**From:** Brian Sierant

**Sent:** Monday, November 13, 2017 10:42 AM

**To:** Macy Beauchamp <Macy.Beauchamp@tceq.texas.gov>

**Subject:** RE: rule updates

You can provide comments during this comment period instead of waiting for the stakeholder comments to be incorporated. It would help with the overall scope of the proposed rule changes up front.

Thanks.

**Brian Sierant**

Biosolids Workleader

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**TEXAS COMMISSION  
ON ENVIRONMENTAL QUALITY**

**From:** Macy Beauchamp

**Sent:** Monday, November 13, 2017 10:36 AM

**To:** Brian Sierant <[brian.sierant@tceq.texas.gov](mailto:brian.sierant@tceq.texas.gov)>

**Subject:** rule updates

Good morning,

Since the comment period is open now do you want OCE to provide our comments or wait until after stakeholder comments have been incorporated? I would like to suggest an update to the transporter applicability but I want to send it out to regional managers and see if they have comments as well.

Thank you,

**Macy Beauchamp**, Water Program Liaison

Program Support Section

Office of Compliance and Enforcement

Texas Commission on Environmental Quality

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